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Attorneys for Defendants HEALTHSOUTH CORPORATION, SHC MANAGEMENT CORPORATION, SURGICAL CARE AFFILIATES, LLC, SHC SAN DIEGO, LLC, and SURGERY CENTERS-WEST HOLDINGS, LLC

**UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF CALIFORNIA**

DAVID J. CHAO, an individual,

Plaintiff,

vs.

HEALTHSOUTH CORPORATION, a  
 Delaware corporation; SHC SAN DIEGO  
 INC., a Georgia corporation; SHC  
 MANAGEMENT COMPANY, a Georgia  
 corporation; SURGICAL HEALTH  
 CORPORATION, a Delaware corporation;  
 HEALTHSOUTH SURGERY CENTERS  
 WEST, INC., a Delaware corporation;  
 SURGICAL CARE AFFILIATES, LLC, a  
 Delaware Limited Liability corporation;  
 ARTHROSCOPIC & LASER SURGERY  
 CENTER OF SAN DIEGO, L.P., and DOES  
 1 through 100, inclusive,

Defendants.

CASE NO. 3:07-CV-2408-DMS-WMc

**STIPULATION AND (PROPOSED)  
 ORDER REGARDING SUBSTITUTION  
 OF PARTIES, SERVICE OF PARTIES,  
 AND REMAND TO STATE COURT**

Judge: Dana M. Sabraw

Dept.: Courtroom 10

1 The parties to this action, through their respective attorneys of record, stipulate and  
2 agree as follows:

3 1. SHC SAN DIEGO, INC., a Georgia corporation, is not a party to this action by  
4 reason of transfer of interest and conversion to a Limited Liability Company.

5 2. SHC SAN DIEGO, LLC, a Delaware Limited Liability Company, is substituted  
6 as a party to this action in place of the party identified in Paragraph 1.

7 3. HEALTHSOUTH SURGERY CENTERS WEST, INC., a Delaware corporation,  
8 is not a party to this action by reason of transfer of interest and conversion to a Limited  
9 Liability Company.

10 4. SURGERY CENTERS-WEST HOLDINGS, LLC, a Delaware Limited Liability  
11 Company, is substituted as a party to this action in place of the party identified in Paragraph 3.

12 5. The parties stipulate and agree that Defendants SHC SAN DIEGO, LLC and  
13 SURGERY CENTERS-WEST HOLDINGS, LLC are deemed to be properly served with a  
14 copy of the summons and Complaint as of February 14, 2008.

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6. The parties stipulate and agree that the action should be remanded back to the state court. Each party to bear its own fees and costs.

Dated: 2-15-08

SELTZER CAPLAN McMAHON VITEK  
A Law Corporation

By: 

Monty A. McIntyre

Christopher L. Ludmer

Attorneys for Defendants HEALTHSOUTH  
CORPORATION, SHC MANAGEMENT  
CORPORATION, SURGICAL CARE  
AFFILIATES, LLC, SHC SAN DIEGO, LLC, and  
SURGERY CENTERS-WEST HOLDINGS, LLC

Dated: February 14, 2008

THE WATKINS FIRM  
A Professional Corporation

By: 

Mark S. Bagula

Davina A. B. Bloom

Attorneys for Plaintiff DAVID J. CHAO

**ORDER**

IT IS SO ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
United States District Judge